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Attorneys for Defendants

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF ARIZONA

Jason Crews,

Plaintiff,

v.

First Family Insurance, LLC and John
Cosgriff,

Defendants.

No. 2:24-cv-00366-CDB

**UNOPPOSED MOTION FOR
EXTENSION OF TIME TO RESPOND
TO AMENDED COMPLAINT**

[FIRST REQUEST]

Pursuant to Fed. R. Civ. P. 6(b)(1), Defendants First Family Insurance, LLC (“First Family”) and John Cosgriff respectfully move this Honorable Court for entry of an order extending their time to respond to Plaintiffs’ Amended Complaint (the Complaint) by

1 fourteen (14) days, to May 9, 2024, and as grounds supporting this Motion state as follows:

2 1. Plaintiff filed the initial Complaint in this action on February 22, 2024. *See*
3 Dkt. No. 1.

4 2. Pursuant to waivers of service of summons executed by counsel for Defendants,
5 First Family's deadline to respond to the Complaint was April 24, 2024, and Cosgriff's
6 deadline to respond was April 29, 2024.

7 3. On April 5, 2024, Plaintiff filed a Motion for Leave to File First Amended
8 Complaint. *See* Dkt. No. 14.

9 4. After the Court granted the Motion, Plaintiff filed the Amended Complaint on
10 April 10, 2014, and subsequently filed a corrected version on April 11, 2014. *See* Dkt. Nos.
11 14-18.

12 5. Plaintiff e-mailed a copy of the corrected Amended Complaint to counsel for
13 Defendants on April 11, 2024 at 9:13 p.m. PT.

14 6. Pursuant to Fed. R. Civ. P. 15(a)(3), "any required response to an amended
15 pleading must be made within the time remaining to respond to the original pleading or within
16 14 days after service of the amended pleading, whichever is later." Thus, assuming the e-
17 mail service to counsel for Defendants was valid service, First Family's deadline to respond
18 to the Amended Complaint is April 25, 2024 (fourteen days following April 11, 2024).
19 Cosgriff's deadline to respond remains April 29, 2024.

20 7. Defendants and their counsel, however, require additional time to investigate
21 the allegations in the Amended Complaint, which alleges additional telephone calls not
22 previously identified in the initial Complaint, and to prepare a joint response. Additional time
23 is also required on account of other deadlines and obligations in counsel's other matters.
24 Defendants therefore request an extension of fourteen (14) days, up to and including May 9,
25 2024, to file a joint response to the Complaint.

26 8. Federal Rule of Civil Procedure 6(b) allows this Court discretion to enlarge
27 periods of time for good cause where, as here, the requested extension is made before the
28 deadline. Defendants respectfully submit that the above-stated reasons constitute good cause

1 for the requested extension of time of fourteen days to file a response to the Amended
2 Complaint.

3 9. Roy Taub, counsel for Defendants (*pro hac vice* application forthcoming),
4 conferred by e-mail with Plaintiff *Pro Se*, regarding the requested extension. Plaintiff advised
5 that he does not oppose the requested extension.

6 10. The requested extension is not sought for dilatory reasons or for any other
7 improper purpose, will not prejudice any party or the Court, and Defendants have not
8 previously sought an extension of this or any other deadline in this case.

9 WHEREFORE, Defendants First Family Insurance, LLC and John Cosgriff
10 respectfully request that the Court enter an order extending their deadline to file a response to
11 Plaintiff Jason Crews's Amended Complaint by fourteen days, to May 9, 2024, and for any
12 other relief this Court deems just and appropriate.

13
14 DATED: April 24, 2024

RESPECTFULLY SUBMITTED:

GREENSPOON MARDER LLP

/s/ Sharon A. Urias

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Attorneys for Defendants

CERTIFICATE OF SERVICE

I hereby certify that on April 24, 2024, I electronically transmitted the attached document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the CM/ECF registrants on record, including Plaintiff *Pro Se*.

/s/ Marlee Grayson